Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond pllection of information unless it displays a valid OMB control number. Application Number 09/699,145 **TRANSMITTAL** Filing Date October 27. **FORM** First Named Inventor Kaewell Art Unit (to be used for all correspondence after initial filing) **Examiner Name** Lee, Christopher E Attorney Docket Number 1-2-0116 1US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Form PTO-1449, Copy of European Search Request for Refund Express Abandonment Request Report and Copies of Five (5) Cited References CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) DFC 2 9 2003 Response to Missing Parts/ Incomplete Application Technology Center 2100 Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Frank A. Mazzeo Reg. No. 46,259 Individual name Volpe and Koenig, P.C. Signature Date CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Frank A. Mazzeo	, ,
Signature	J- Warre	Date 12/18/03
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

## In the PATENT APPLICATION of:

Kaewell, Jr. et al.

**Application No.:** 09/699,145

Confirmation No.: 6267

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MODEM INTERFACE

Group:

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Examiner:

Lee, Christopher E.

Our File: I-2-0116.1US

Date: December 18, 2003

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Technology Center 2100

## INFORMATION DISCLOSURE STATEMENT INCLUDING RULE 1.97(e)(1) STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449, which was cited in a search report in a counterpart foreign application. Copies of the cited references are enclosed along with a copy of the search report.

Pursuant to 37 C.F.R.1.97(e)(1), the undersigned certifies that each item of information contained in this Information Disclosure Statement (IDS) was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

Applicant: Kaewell, Jr. et al. 'Application No.: 09/699,145

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the Form PTO-1449 indicating consideration of the cited materials.

Respectfully submitted,

Kaewell, Jr. et al.

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